

REFERENCE TITLE: *initiative and referendum; disclosure*

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

HB 2338

Introduced by
Representatives Adams: Anderson, Crandall

AN ACT

AMENDING SECTIONS 16-912.01, 19-101, 19-102, 19-112 AND 19-118, ARIZONA REVISED STATUTES; AMENDING TITLE 19, CHAPTER 1, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 19-119.01; AMENDING SECTIONS 19-121.01 AND 19-125, ARIZONA REVISED STATUTES; RELATING TO INITIATIVE AND REFERENDUM.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 16-912.01, Arizona Revised Statutes, is amended to
3 read:

4 16-912.01. Ballot measure committees; campaign literature and
5 advertising funding; identification; disclosure;
6 civil penalty; definition

7 A. A political committee that makes an expenditure in connection with
8 any literature or advertisement to support or oppose a ballot proposition
9 shall disclose in such literature or advertisement the four largest of its
10 major funding sources as of the time the literature or advertisement is
11 printed, recorded or otherwise produced for dissemination. If a political
12 committee has fewer than four major funding sources, the committee shall
13 disclose all major funding sources.

14 B. A POLITICAL COMMITTEE THAT FILES AN APPLICATION FOR AN INITIATIVE
15 OR REFERENDUM PETITION PURSUANT TO SECTION 19-111 SHALL DISCLOSE AT THE
16 BOTTOM OF THE INITIATIVE OR REFERENDUM PETITION SHEET ITS MAJOR FUNDING
17 SOURCES AS PRESCRIBED BY SUBSECTIONS A, C AND D OF THIS SECTION. THE
18 DISCLOSURE SHALL BE MADE AS PRESCRIBED BY SECTION 19-101, SUBSECTION D OR
19 19-102, SUBSECTION D, AS APPROPRIATE. THE DISCLOSURES SHALL BE THE
20 CUMULATIVE EXPENDITURES MADE BY THAT COMMITTEE BEFORE THE ONE WEEK PERIOD
21 BEFORE THAT PETITION SHEET IS CIRCULATED FOR SIGNATURES.

22 ~~B.~~ C. For THE purposes of this section, a major funding source of a
23 political committee is any contributor that is not an individual person and
24 that has made cumulative contributions of either:

25 1. Ten thousand dollars or more for an expenditure in support of or
26 opposition to a statewide ballot proposition or a ballot proposition of a
27 political subdivision with a population of one hundred thousand persons or
28 more.

29 2. Five thousand dollars or more for an expenditure in support of or
30 opposition to a ballot proposition of a political subdivision with a
31 population of less than one hundred thousand persons.

32 ~~C.~~ D. If an out-of-state contributor or group of out-of-state
33 contributors is a major funding source to a political committee disclosed
34 pursuant to subsection A OF THIS SECTION, the political committee shall state
35 the contributor is an out-of-state contributor on its literature or
36 advertisement in support of or in opposition to a ballot proposition.

37 ~~D.~~ E. Contributors that make contributions to more than one political
38 committee that supports or opposes the same ballot proposition shall notify
39 each political committee of the cumulative total of these contributions.
40 Cumulative totals must be disclosed by each political committee that received
41 contributions from the same contributor if the cumulative totals qualify as a
42 major funding source to be disclosed pursuant to subsection A OF THIS
43 SECTION.

1 text of the measure are attached. You have the right to read or examine the
2 title and text before signing.

3 Petition for Referendum

4 To the secretary of state~~:-~~ (or to the corresponding
5 officer for or on local, county, city or town measures):

6 We, the undersigned citizens and qualified electors of the state
7 of Arizona, respectfully order that the senate (or house) bill
8 no. _____ (or other local, county, city or town measure)
9 entitled (title of act or ordinance, and if the petition is
10 against less than the whole act or ordinance then set forth here
11 the item, section, or part, of any measure on which the
12 referendum is used), passed by the _____ session of
13 the legislature of the state of Arizona, at the general (or
14 special, as the case may be) session of said legislature, (or by
15 a county, city or town legislative body) shall be referred to a
16 vote of the qualified electors of the state, (county, city or
17 town) for their approval or rejection at the next regular
18 general election (or county, city or town election) and each for
19 himself says:

20 I have personally signed this petition with my first and
21 last names. I have not signed any other petition for the same
22 measure. I am a qualified elector of the state of Arizona,
23 county of (or city or town and county of, as the case may be)
24 _____.

25 "Warning

26 It is a class 1 misdemeanor for any person to knowingly
27 sign an initiative or referendum petition with a name other than
28 his own, except in a circumstance where he signs for a person,
29 in the presence of and at the specific request of such person,
30 who is incapable of signing his own name because of physical
31 infirmity, or to knowingly sign his name more than once for the
32 same measure, or to knowingly sign such petition when he is not
33 a qualified elector."

34	Signature	Name	Actual	Arizona	City or	Date
35		(first and	address	post office	town	signed
36		last name	(street &	address	(if any)	
37		printed)	no. and if	& zip		
38			no street	code		
39			address,			
40			describe			
41			residence			
42			location)			

1 (Fifteen lines for signatures which shall be numbered)
2 The validity of signatures on this sheet must be sworn to
3 by the circulator before a notary public on the form appearing
4 on the back of the sheet.

5 Number _____
6 B. Each petition sheet shall have printed in capital letters in no
7 less than twelve point bold-faced type in the upper right-hand corner of the
8 face of the petition sheet the following:

9 "_____ paid circulator" "_____ volunteer"
10 "ALL SIGNERS ON THIS PAGE MUST BE REGISTERED VOTERS IN _____ COUNTY".

11 C. A circulator of a referendum petition shall state whether he is a
12 paid circulator or volunteer by checking the appropriate line on the petition
13 form AND SHALL PROVIDE THE NAME OF ONLY ONE COUNTY ON THE PETITION FORM
14 before circulating the petition for signatures.

15 D. EACH PETITION SHALL BEAR THE WORDS "PAID FOR BY:
16 _____ (FUNDING SOURCES)" WITH A DESCRIPTION OF THE MAJOR FUNDING
17 SOURCES FOR THE POLITICAL COMMITTEE THAT IS SUPPORTING THE PETITION AS
18 PRESCRIBED BY SECTION 16-912.01, SUBSECTION B. THE DESCRIPTION OF THE MAJOR
19 FUNDING SOURCES SHALL BE PRINTED AT THE BOTTOM OF THE PETITION SHEET AND
20 SHALL BE PRINTED IN TYPE AT LEAST AS LARGE AS THE MAJORITY OF THE PRINTED
21 TEXT.

22 ~~D.~~ E. Signatures obtained on referendum petitions in violation of
23 subsection C OR D OF THIS SECTION, INCLUDING SIGNATURES THAT ARE FROM VOTERS
24 WHO ARE REGISTERED IN A COUNTY OTHER THAN THE COUNTY LISTED AT THE TOP OF THE
25 PETITION FORM, are void and shall not be counted in determining the legal
26 sufficiency of the petition. The presence of signatures that are invalidated
27 under this subsection on a petition does not invalidate other signatures on
28 the petition that were obtained as prescribed by this section.

29 Sec. 3. Section 19-102, Arizona Revised Statutes, is amended to read:
30 19-102. Initiative petition; circulators

31 A. The form of petition for a law or amendment to the constitution of
32 this state or county legislative measure, or city or town ordinance, or
33 amendment to a city or town charter proposed by the initiative to be
34 submitted directly to the electors, shall be substantially in the form
35 prescribed in section 19-101, except that the title and body of such petition
36 shall read:

37 Initiative description
38 (Insert a description of no more than one hundred words of
39 the principal provisions of the proposed measure or
40 constitutional amendment.)

41 Notice: this is only a description of the proposed measure (or
42 constitutional amendment) prepared by the sponsor of the measure. It may not
43 include every provision contained in the measure. Before signing, make sure
44 the title and text of the measure are attached. You have the right to read
45 or examine the title and text before signing.

Initiative Measure to be Submitted Directly to Electors

We, the undersigned, citizens and qualified electors of the state of Arizona, respectfully demand that the following proposed law (or amendment to the constitution, or other initiative measure), shall be submitted to the qualified electors of the state of Arizona (county, city or town of _____) for their approval or rejection at the next regular general election (or county, city or town election) and each for himself says: (terminate form same as a referendum petition.)

B. Each petition sheet shall have printed in capital letters in no less than twelve point bold-faced type in the upper right-hand corner of the face of the petition sheet the following:

"_____ paid circulator" "_____ volunteer"
"ALL SIGNERS ON THIS PAGE MUST BE REGISTERED VOTERS IN _____ COUNTY".

C. A circulator of an initiative petition shall state whether he is a paid circulator or volunteer by checking the appropriate line on the petition form AND SHALL PROVIDE THE NAME OF ONLY ONE COUNTY ON THE PETITION FORM before circulating the petition for signatures.

D. EACH PETITION SHALL BEAR THE WORDS "PAID FOR BY: _____ (FUNDING SOURCES)" WITH A DESCRIPTION OF THE MAJOR FUNDING SOURCES FOR THE POLITICAL COMMITTEE THAT IS SUPPORTING THE PETITION AS PRESCRIBED BY SECTION 16-912.01, SUBSECTION B. THE DESCRIPTION OF THE MAJOR FUNDING SOURCES SHALL BE PRINTED AT THE BOTTOM OF THE PETITION SHEET AND SHALL BE PRINTED IN TYPE AT LEAST AS LARGE AS THE MAJORITY OF THE PRINTED TEXT.

~~D.~~ E. Signatures obtained on initiative petitions in violation of subsection C OR D of this section, INCLUDING SIGNATURES THAT ARE FROM VOTERS WHO ARE REGISTERED IN A COUNTY OTHER THAN THE COUNTY LISTED AT THE TOP OF THE PETITION FORM, are void and shall not be counted in determining the legal sufficiency of the petition. The presence of signatures that are invalidated under this subsection on a petition does not invalidate other signatures on the petition that were obtained as prescribed by this section.

Sec. 4. Section 19-112, Arizona Revised Statutes, is amended to read:
19-112. Signatures and verification; attachment

A. Every qualified elector signing a petition shall do so in the presence of the person who is circulating the petition and who is to execute the affidavit of verification. At the time of signing, the qualified elector shall sign his first and last names in the spaces provided and the elector so signing ~~or the person circulating the petition~~ shall print his first and last names and write, in the appropriate spaces following the signature, the signer's residence address, giving street and number, and if he has no street address, a description of his residence location. The elector so signing ~~or the person circulating the petition~~ shall write, in the appropriate spaces

1 following the elector's address, the date on which the elector signed the
2 petition.

3 B. The signature sheets shall be attached at all times during
4 circulation to a full and correct copy of the title and text of the measure
5 or constitutional amendment proposed or referred by the petition. The title
6 and text shall be in at least eight point type and shall include both the
7 original and the amended text. The text shall indicate material deleted, if
8 any, by printing the material with a line drawn through the center of the
9 letters of the material and shall indicate material added or new material by
10 printing the letters of the material in capital letters.

11 C. The person before whom the signatures and addresses were written on
12 the signature sheet ~~shall~~, on the affidavit form pursuant to this section,
13 SHALL subscribe and swear before a notary public that each of the names on
14 the sheet was signed BY and the name and address were printed ~~in the presence~~
15 ~~of~~ BY the elector ~~and~~ IN THE PRESENCE OF the circulator on the date
16 indicated, and that in his belief each signer was a qualified elector of a
17 certain county of the state, or, in the case of a city, town or county
18 measure, of the city, town or county affected by the measure on the date
19 indicated, and that at all times during circulation of the signature sheet a
20 copy of the title and text was attached to the signature sheet. All
21 signatures of petitioners on a signature sheet shall be those of qualified
22 electors who are registered to vote in the ~~same~~ county THAT IS INDICATED IN
23 THE UPPER RIGHT-HAND CORNER OF THE PETITION SHEET. ~~However,~~ If signatures
24 from more than one county appear on the same signature sheet, only the valid
25 signatures from the ~~same~~ county ~~which are most numerous~~ INDICATED
26 on the signature sheet shall be counted. Signature and handwriting comparisons may
27 be made.

28 D. The affidavit shall be in the following form printed on the reverse
29 side of each signature sheet:

30 Affidavit of Circulator

31
32 State of Arizona)
33) ss.:
34 County of _____)
35 (Where notarized)

36 I, (print name), a person who is qualified to register to
37 vote in the county of _____, in the state of Arizona at all
38 times during my circulation of this petition sheet, and under
39 the penalty of a class 1 misdemeanor, depose and say that each
40 individual signed this sheet of the foregoing petition in my
41 presence on the date indicated, and I believe that each signer's
42 name and residence address or post office address are correctly
43 stated and that each signer is a qualified elector of the state
44 of Arizona (or in the case of a city, town or county measure, of
45 the city, town or county affected by the measure proposed to be

initiated or referred to the people) and that at all times during circulation of this signature sheet a copy of the title and text was attached to the signature sheet.

(Signature of affiant) _____

(Residence address, street and number of affiant, or if no street address, a description of residence location) _____

Subscribed and sworn to before me on _____ (date)

Notary Public

_____, Arizona.

My commission expires on _____ (date)

E. The eight point type required by subsection B shall not apply to maps, charts or other graphics.

Sec. 5. Section 19-118, Arizona Revised Statutes, is amended to read:

19-118. Paid circulators; payment limitation

A. For the purposes of this title, A ~~"paid circulator"~~

~~1. Means a natural person who receives~~ MAY BE PAID ONLY IN THE FORM OF A FLAT RATE OR HOURLY AMOUNT AND SHALL NOT BE PAID monetary or other compensation that is based on the number of signatures obtained on a petition or on the number of petitions circulated that contain signatures. A PAID CIRCULATOR SHALL BE PAID ONLY IN A MANNER THAT QUALIFIES THE CIRCULATOR AS AN EMPLOYEE FOR PURPOSES OF THE FEDERAL UNEMPLOYMENT TAX ACT, AS AMENDED (26 UNITED STATES CODE SECTIONS 3301 THROUGH 3311). SIGNATURES THAT ARE COLLECTED BY A PAID CIRCULATOR IN VIOLATION OF THIS SUBSECTION ARE VOID AND SHALL NOT BE COUNTED IN DETERMINING THE LEGAL SUFFICIENCY OF THE PETITION.

~~2. B. THIS SECTION does not include~~ APPLY TO a paid employee of any political ~~committee~~ PARTY organized pursuant to title 16, chapter ~~6- 5,~~ unless that employee's primary responsibility is circulating petitions to obtain signatures.

Sec. 6. Title 19, chapter 1, article 2, Arizona Revised Statutes, is amended by adding section 19-119.01, to read:

19-119.01. Liability for actions of petition circulators

A. A MEMBER OF THE POLITICAL COMMITTEE THAT FILED THE APPLICATION FOR A STATEWIDE INITIATIVE OR REFERENDUM PETITION WHO HAS KNOWLEDGE OF A VIOLATION OF ANY LAW RELATED TO THE CIRCULATION OF THAT STATEWIDE INITIATIVE OR REFERENDUM PETITION COMMITTED BY A CIRCULATOR IS DEEMED TO HAVE COMMITTED A VIOLATION.

1 B. A MEMBER OF THE POLITICAL COMMITTEE IS NOT LIABLE UNDER SUBSECTION
2 A IF THE MEMBER NOTIFIES THE SECRETARY OF STATE IN WRITING WITHIN ONE
3 BUSINESS DAY AFTER THE MEMBER OBTAINS KNOWLEDGE OF A POTENTIAL VIOLATION.
4 THE NOTICE SHALL STATE ALL OF THE FOLLOWING:

- 5 1. THAT A POTENTIAL VIOLATION HAS OCCURRED.
- 6 2. THE NATURE OF THE POTENTIAL VIOLATION.
- 7 3. ALL SPECIFIC INFORMATION KNOWN TO THE MEMBER REGARDING THE
8 POTENTIAL VIOLATION.

9 C. EACH MEMBER OF THE POLITICAL COMMITTEE WHO HAS KNOWLEDGE OF THE
10 VIOLATION MAY BE HELD LIABLE UNDER SUBSECTION A.

11 D. THIS SECTION DOES NOT APPLY TO A VIOLATION OF LAW THAT IS SUBJECT
12 TO A CRIMINAL PENALTY.

13 Sec. 7. Section 19-121.01, Arizona Revised Statutes, is amended to
14 read:

15 19-121.01. Secretary of state; removal of petition and
16 ineligible signatures; facsimile sheets; random
17 sample

18 A. Within fifteen days, excluding Saturdays, Sundays and other legal
19 holidays, of the date of filing of an initiative or referendum petition and
20 issuance of the receipt, the secretary of state shall:

21 1. Remove the following:

22 (a) Those sheets not attached to a copy of the title and text of the
23 measure.

24 (b) The copy of the title and text from the remaining petition sheets.

25 (c) Those sheets not bearing the petition serial number in the lower
26 right-hand corner of each side.

27 (d) Those sheets containing a circulator's affidavit that is not
28 completed or signed.

29 (e) Those sheets on which the affidavit of the circulator is not
30 notarized, the notary's signature is missing, the notary's commission has
31 expired or the notary's seal is not affixed.

32 (f) Those sheets on which the signatures of the circulator or the
33 notary are dated earlier than the dates on which the electors signed the face
34 of the petition sheet.

35 2. After completing the steps in paragraph 1 of this subsection,
36 review each sheet to determine the county of the ~~majority of the~~ signers
37 **BASED ON THE INFORMATION PROVIDED BY THE CIRCULATOR ON THE UPPER RIGHT-HAND**
38 **CORNER OF THE SHEET** and shall:

39 (a) Place a three or four letter abbreviation designating that county
40 in the upper right-hand corner of the face of the petition.

41 (b) Remove all signatures of those not in the county ~~of the majority~~
42 **AS LABELED** on each sheet by marking an "SS" in red ink in the margin to the
43 right of the signature line **TO DISQUALIFY THOSE SIGNATURES**.

1 (c) Cause all signature sheets to be grouped together by county of
2 registration ~~of the majority~~ of those signing and attach them to one or more
3 copies of the title and text of the measure. If the sheets are too bulky for
4 convenient grouping by the secretary of state in one volume by county, they
5 may be bound in two or more volumes with those in each volume attached to a
6 single printed copy of the measure. The remaining detached copies of the
7 title and text of the measure shall be delivered to the applicant.

8 3. After completing the steps in paragraph 2 of this subsection,
9 remove the following signatures that are not eligible for verification by
10 marking an "SS" in red ink in the margin to the right of the signature line:

11 (a) If the signature of the qualified elector is missing.

12 (b) If the residence address or the description of residence location
13 is missing.

14 (c) If the date on which the petitioner signed is missing.

15 (d) Signatures in excess of the fifteen signatures permitted per
16 petition.

17 (e) Signatures withdrawn pursuant to section 1-261.

18 4. After the removal of petition sheets and signatures, count the
19 number of signatures for verification on the remaining petition sheets and
20 note that number in the upper right-hand corner of the face of each petition
21 sheet immediately above the county designation.

22 5. Number the remaining petition sheets that were not previously
23 removed and that contain signatures eligible for verification in consecutive
24 order on the front side of each petition sheet in the upper left-hand corner.

25 6. Count all remaining petition sheets and signatures not previously
26 removed and issue a receipt to the applicant of this total number eligible
27 for verification.

28 B. If the total number of signatures for verification as determined
29 pursuant to subsection A, paragraph 6 of this section equals or exceeds the
30 constitutional minimum, the secretary of state, during the same fifteen day
31 period provided in subsection A of this section, shall select, at random,
32 five per cent of the total signatures eligible for verification by the county
33 recorders of the counties in which the persons signing the petition claim to
34 be qualified electors. The random sample of signatures to be verified shall
35 be drawn in such a manner that every signature eligible for verification has
36 an equal chance of being included in the sample. The random sample produced
37 shall identify each signature selected by petition page and line number. The
38 signatures selected shall be marked according to the following procedure:

39 1. Using red ink, mark the selected signature by circling the line
40 number and drawing a line from the base of the circle extending into the left
41 margin.

1 2. If a signature line selected for the random sample is found to be
2 blank or was removed from the verification process pursuant to subsection A
3 of this section and is marked with an "SS", then the next line down, even if
4 that requires going to the next petition sheet in sequence, on which an
5 eligible signature appears shall be selected as a substitute if that line has
6 not already been selected for the random sample. If the next eligible line
7 is already being used in the random sample, the secretary of state shall
8 proceed back up the page from the signature line originally selected for the
9 random sample to the next previous signature line eligible for verification.
10 If that line is already being used in the random sample, the secretary of
11 state shall continue moving down the page or to the next page from the line
12 originally selected for the random sample and shall select the next eligible
13 signature as its substitute for the random sample. The secretary of state
14 shall use this process of alternately moving forward and backward until a
15 signature eligible for verification and not already included in the random
16 sample can be selected and substituted.

17 C. After the selection of the random sample and the marking of the
18 signatures selected on the original petition sheets pursuant to subsection B
19 of this section, the secretary of state shall reproduce a facsimile of the
20 front of each signature sheet on which a signature included in the random
21 sample appears. The secretary of state shall clearly identify those
22 signatures marked for verification by color highlighting or other similar
23 method and shall transmit by personal delivery or certified mail to each
24 county recorder a facsimile sheet of each signature sheet on which a
25 signature appears of any individual ~~claiming~~ WHO CLAIMS to be a qualified
26 elector of that county AND whose signature was selected for verification as
27 part of the random sample.

28 D. The secretary of state shall retain in custody all signature sheets
29 removed pursuant to this section except as otherwise prescribed in this
30 title.

31 Sec. 8. Section 19-125, Arizona Revised Statutes, is amended to read:
32 19-125. Form of ballot

33 A. The secretary of state, at the time he transmits to the clerks of
34 the boards of supervisors a certified copy of the name of each candidate for
35 public office, shall transmit to each clerk a certified copy of the official
36 title, the descriptive title and the number of each measure and proposed
37 amendment to the constitution to be voted upon at the ensuing regular general
38 election.

39 B. Proposed constitutional amendments shall be numbered consecutively
40 beginning with the number one hundred, proposed initiative measures shall be
41 numbered consecutively beginning with the number two hundred, measures
42 submitted under the referendum shall be numbered consecutively beginning with
43 the number three hundred, and county and local issues shall be numbered
44 consecutively beginning with the number four hundred. Numbering shall be
45 consecutive based on the order in which the initiative or referendum

1 petitions are filed with the secretary of state. Proposed constitutional
2 amendments shall be placed by themselves at the head of the ballot column,
3 followed by initiated and referred measures in that order.

4 C. The officer in charge of elections shall print the official title,
5 the descriptive title and the number of each measure upon the official ballot
6 in the order presented to him by the secretary of state unless otherwise
7 provided by law. The number of the measure shall be in reverse type and at
8 least twelve point type. A proposed constitutional amendment shall be
9 designated "proposed amendment to the constitution by the legislature", or
10 "proposed amendment to the constitution by ~~the~~ initiative PETITION WITH
11 SIGNATURES GATHERED PRIMARILY BY VOLUNTEERS" OR "PROPOSED AMENDMENT TO THE
12 CONSTITUTION BY INITIATIVE PETITION WITH SIGNATURES GATHERED PRIMARILY BY
13 PAID CIRCULATORS", as the case may be. A measure referred by the legislature
14 shall be designated "referred to the people by the legislature", a measure
15 referred by petition shall be designated "referendum ordered by petition of
16 the people" and a measure proposed by initiative petition shall be designated
17 "proposed by initiative petition WITH SIGNATURES GATHERED PRIMARILY BY
18 VOLUNTEERS" OR "PROPOSED BY INITIATIVE PETITION WITH SIGNATURES GATHERED
19 PRIMARILY BY PAID CIRCULATORS". AN INITIATIVE PETITION SHALL BE DESIGNATED
20 AS A PETITION WITH SIGNATURES GATHERED PRIMARILY BY VOLUNTEERS IF MORE THAN
21 FIFTY PER CENT OF THE SIGNATURES VERIFIED WERE COLLECTED BY VOLUNTEERS.

22 D. There shall be printed on the official ballot immediately below the
23 number of the measure and the official title of each measure a descriptive
24 title containing a summary of the principal provisions of the measure, not to
25 exceed fifty words, which shall be prepared by the secretary of state and
26 approved by the attorney general AND THAT INCLUDES THE FOLLOWING or the
27 ballot shall comply with subsection E of this section:

28 A "yes" vote shall have the effect of _____.

29 A "no" vote shall have the effect of _____.

30 The blank spaces shall be filled with a brief phrase, approved by the
31 attorney general, stating the essential change in the existing law should the
32 measure receive a majority of votes cast in that particular manner. In the
33 case of a referendum, a "yes" vote shall have the effect of approving the
34 legislative enactment that is being referred. Below the statement of effect
35 of a "yes" vote and effect of a "no" vote there shall be printed the
36 corresponding words "yes" and "no" and a place for the voter to put a mark as
37 defined in section 16-400 indicating his preference.

38 E. Instead of printing the official and descriptive titles or the full
39 text of each measure or question on the official ballot, the officer in
40 charge of elections may print phrases on the official ballot that contain all
41 of the following:

42 1. The number of the measure in reverse type and at least twelve point
43 type.

1 2. The designation of the measure as prescribed by subsection C of
2 this section or as a question, proposition or charter amendment, followed by
3 the words "relating to..." and inserting the subject.
4 3. Either the statement prescribed by subsection D of this section
5 that describes the effects of a "yes" vote and a "no" vote or, for other
6 measures, the text of the question or proposition.
7 4. The words "yes" and "no" or "for" and "against", as may be
8 appropriate and a place for the voter to put a mark.
9 F. For any ballot printed pursuant to subsection E of this section,
10 the instructions on the official ballot shall direct the voter to the full
11 text of the official and descriptive titles and the questions and
12 propositions as printed on the sample ballot and posted in the polling place.